

110TH CONGRESS  
2D SESSION

# H. R. 6309

To amend the Residential Lead-Based Paint Hazard Reduction Act of 1992 to define environmental intervention blood lead level and establish additional requirements for certain lead hazard screens, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 19, 2008

Mr. ELLISON introduced the following bill; which was referred to the  
Committee on Financial Services

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## A BILL

To amend the Residential Lead-Based Paint Hazard Reduction Act of 1992 to define environmental intervention blood lead level and establish additional requirements for certain lead hazard screens, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Lead-Safe Housing  
5       for Kids Act of 2008”.

1 **SEC. 2. AMENDMENTS TO RESIDENTIAL LEAD-BASED PAINT**  
2 **HAZARD REDUCTION ACT OF 1992.**

3 (a) AMENDMENTS.—Section 1017 of the Residential  
4 Lead-Based Paint Hazard Reduction Act of 1992 (42  
5 U.S.C. 4852c) is amended—

6 (1) by striking “Not later than” and inserting  
7 “(a) IN GENERAL.—Not later than”; and—

8 (2) by adding at the end the following new sub-  
9 section:

10 “(b) ENVIRONMENTAL INTERVENTION BLOOD LEAD  
11 LEVEL AND LEAD HAZARD SCREENS.—For purposes of  
12 this title and title III of the Lead-Based Paint Poisoning  
13 Prevention Act, and any regulations issued under this title  
14 or such title III—

15 “(1) an environmental intervention blood lead  
16 level shall be defined as the lower of—

17 “(A) the elevated blood lead level of con-  
18 cern for a child under six years of age that has  
19 been established by the Centers for Disease  
20 Control and Prevention; or

21 “(B) a confirmed concentration of lead in  
22 whole blood equal to or greater than 10 ug/dL  
23 (micrograms of lead per deciliter) for a confirm-  
24 atory test; and

25 “(2) a lead hazard screen conducted as a result  
26 of a reported environmental intervention blood lead

1 level, as established in paragraph (1), for any hous-  
2 ing may include an examination of toys and mate-  
3 rials in the child's environment that are likely to  
4 contain lead, except that such examination shall be  
5 conducted by an appropriate agency determined by  
6 the Secretary to have the ability to test such toys  
7 and materials.”.

8 (b) REGULATIONS.—Not later than the expiration of  
9 the 90-day period beginning on the date of the enactment  
10 of this Act, the Secretary of Housing and Urban Develop-  
11 ment shall amend the regulations of such Department to  
12 comply with the amendments made by subsection (a).

13 **SEC. 3. REPORT TO CONGRESS ON PREVIOUS LEAD HAZ-**  
14 **ARD ABATEMENT PROGRAMS.**

15 Not later than the expiration of the 90-day period  
16 beginning on the date of the enactment of this Act, the  
17 Secretary of Housing and Urban Development shall sub-  
18 mit a report to the Congress on the status of the program  
19 of the Department of Housing and Urban Development  
20 known as the Big Buy Reimbursement program and any  
21 other voluntary programs the Secretary has implemented,  
22 or has planned to implement, through which the Secretary  
23 has conducted lead evaluations of housing covered by sec-  
24 tion 35.715 of the Secretary's regulations (24 C.F.R.  
25 35.715; Lead Safe Housing Rule for pre-1978 assisted

1 housing). Such report shall include the following informa-  
2 tion:

3 (1) A description of the purpose of such pro-  
4 grams implemented or planned to be implemented.

5 (2) A statement of the amounts allocated for  
6 each of such programs.

7 (3) Identification of the sources of the funding  
8 for each of such programs.

9 (4) A statement of the amount expended to  
10 each of such programs, as of the date of the submis-  
11 sion of the report.

12 (5) A statement of the number of properties  
13 and the number of dwelling units intended to be cov-  
14 ered by each of such programs.

15 (6) A statement of the number of properties  
16 and the number of dwelling units actually assisted  
17 by each of such programs.

18 (7) A description of the status of each of such  
19 programs, as of the date of the submission of the re-  
20 port.

21 (8) An explanation as to why each of such pro-  
22 grams have not been completed.

23 (9) A description of any enforcement actions  
24 taken against owners of such housing who were to  
25 have been held harmless with respect to any non-

1 compliance with section 1018 of the Residential  
2 Lead-Based Paint Hazard Reduction Act of 1992  
3 (42 U.S.C. 4852d), or with any rules implementing  
4 such section, during implementation of such pro-  
5 grams.

6 (10) A timeline for completion of the remaining  
7 properties and units covered by each of such pro-  
8 grams.

9 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

10 There is authorized to be appropriated to carry out  
11 this Act and the amendments made by this Act such sums  
12 as may be appropriated for fiscal year 2009.

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